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STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

ATTORNEYS AT LAW

1100 NEW YORK AVENUE, N.W., SUITE 600

WASHINGTON, D.C. 20005-3934

(202) 371-2600

FACSIMILE (202) 371-2540 (202) 371-6556

ROBERT GREENE STERNE  
EDWARD J. KESSLER  
JORGE A. GOLDSTEIN  
SAMUEL L. FOX  
DAVID K.N. CORNWELL  
ROBERT W. ESMOND  
TRACY GENE G. DURKIN  
MICHELE A. CIMBALA  
MICHAEL B. RAY  
ROBERT E. SOKOHL

ERIC K. STEFFE  
MICHAEL O. LEE  
STEVEN R. LUDWIG  
JOHN M. COVERT\*\*  
LINDA E. ALCORN  
RAZ E. FLESHNER  
ROBERT C. M'LEONIG  
MICHAEL V. MESSINGER  
JUDITH U. KIM  
TIMOTHY J. SHEA, JR.

DONALD R. MCPHAIL  
PATRICK E. GARRETT  
STEPHEN G. WHITESIDE  
NOEL B. WHITLEY  
JEFFREY T. HELVEY\*  
HEIDI L. KRAUS  
JEFFREY R. KURIN  
RAYMOND M. LIEN  
PATRICK D. D. BRIEN  
BRIAN S. ROSENBLUM

LAWRENCE B. BUGASKY  
CRYSTAL D. SAYLES\*  
EDWARD W. YEE  
ALBERT L. FERRO\*  
DONALD R. BANGWIT\*\*  
PETER A. JACKMAN\*  
MOLLY A. MCCALL\*  
TERESA U. MEDLER\*  
JEFFREY S. WEAVER\*

DONALD J. FEATHERSTONE\*\*  
KAREN R. MARKOWICZ\*\*  
GRANT E. REED\*\*  
SUZANNE E. ZISKA\*\*  
BRIAN J. DEL BUONO\*\*  
CAMERON H. TOUSI\*\*  
VINCENT L. CAPUANO\*\*

ROBERT H. BENSON\*  
OF COUNSEL

\*BAR OTHER THAN D.C.  
\*\*REGISTERED PATENT AGENTS



June 4, 1999

WRITER'S DIRECT NUMBER:  
(202) 371-2625

INTERNET ADDRESS:  
ESTEFFE@SKGF.COM

Assistant Commissioner for Patents  
Washington, D.C. 20231

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TECH CENTER 1600/2900

Re: U.S. Utility Patent Application  
Appl. No. 09/126,945; Filed: July 31, 1998  
For: **Prostate Derived Ets Factor**  
Inventors: Libermann *et al.*  
Our Ref: 1488.1090000/EKS/GLL

Sir:

Transmitted herewith for appropriate action are the following documents:

1. First Supplemental Information Disclosure Statement (*in duplicate*);
2. Form PTO-1449 (1 sheet);
3. A copy of the cited document (1) on Form PTO-1449; and
4. One return post card.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Assistant Commissioner for Patents

June 4, 1999

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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Eric K. Steffe  
Attorney for Applicants  
Registration No. 36,688

EKS/GLL/eak

Enclosures

P:\USERS\GL\Long\1488\1090000\Suppl IDS 6-1-99 cvltr

SKGF Rev. 9/23/98 dcw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LIBERMANN *et al.*

Appl. No. 09/126,945

Filed: July 31, 1998

For: **Prostate Derived Ets Factor**

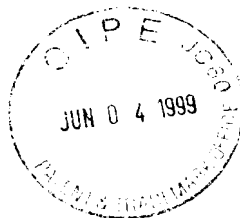
Art Unit: 1633

Examiner: To be assigned

Atty. Docket: 1488.1090000/EKS/GLL

**First Supplemental Information Disclosure Statement**

Assistant Commissioner for Patents  
Washington, D.C. 20231



Sir:

Listed on accompanying Form PTO-1449 is a document that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. A copy of the document is provided.

The numbering used in this First Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' Information Disclosure Statement filed on February 11, 1999, in connection with the above-captioned application.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed the publication date on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication date should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be

prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will consider information that was cited or submitted to the U.S. Patent and Trademark Office in a prior application relied on under 35 U.S.C. § 120. 1138 OG 37, 38 (May 19, 1992).

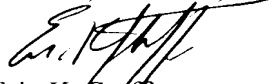
This First Supplemental Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449 and indicate in the official file wrapper of this patent application that the document has been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

  
Eric K. Steffe  
Attorney for Applicants  
Registration No. 36,688

Date: 6/4/99

1100 New York Avenue, N.W.  
Suite 600  
Washington, D.C. 20005-3934  
(202) 371-2600